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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JOE SMITH, an individual,

Plaintiff,

v.

NICHOLAS & CO. FOODSERVICE LLC;
DOES I through V, inclusive; and
ROE CORPORATIONS VI through X,
inclusive,

Defendants.

Case No: 2:18-cv-00256-KJD-CWH

**STIPULATION AND ORDER TO
EXTEND TIME FOR
DEFENDANT NICHOLAS & CO.
FOODSERVICE, LLC'S REPLY IN
SUPPORT OF IT'S MOTION FOR
SUMMARY JUDGMENT
(Second Request)**

COMES NOW, Defendant Nicholas & Co. Foodservice, LLC, by and through its counsel, Anne T. Freeland, of Michael Best & Friedrich, LLP, and Plaintiff Joe Smith, by and through his counsel, Trevor J. Hatfield, of Hatfield & Associates, Ltd., and do hereby stipulate and agree to an extension of time for Defendant to reply to Plaintiff's Response to Defendant's Motion for Summary Judgment (ECF No. 21), that was filed on January 18, 2019.

This request is submitted pursuant to LR IA 6-1, 6-2, and LR 26-4 and is the parties' second request for an extension of dispositive motion response deadlines. The parties previously

1 stipulated to extend the deadlines for the opposition and reply to the motion for summary
2 judgment due to the holiday season and a mediation Plaintiff's counsel had scheduled. *See*
3 Stipulation and Order to Extend Time (ECF Nos. 19 and 20). Good cause for this second
4 extension exists in that counsel for Defendant's family member passed away unexpectedly last
5 week. As a result, counsel for Defendant has requested, and counsel Plaintiff has agreed to
6 allow, an additional week for Defendant to file its reply. Accordingly, Defendant shall have up
7 to and including February 8, 2019 to reply to Plaintiff's Response to Defendant's Motion for
8 Summary Judgment.

9
10 DATED this 30th day of January 2019.

DATED this 30th day of January 2019.

11 MICHAEL BEST & FRIEDRICH, LLP

HATFIELD & ASSOCIATES, LTD.

12 /s/ Anne T. Freeland
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20
21 **IT IS SO ORDERED.**

22 
23 _____
24 UNITED STATES DISTRICT JUDGE

25 DATED: _ April 2, _____, 2019

26 (nunc pro tunc)